

FORM 26. Docketing Statement

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

No. 141797Addiction and Detoxification Institute L.L.C.

v.

Carpenter et al

DOCKETING STATEMENT

This Docketing Statement must be completed by all counsel and filed with the court within 14 days of the date of docketing. When the United States or its officer or agency is a party, this Docketing Statement must be completed by all counsel and filed with the court within 30 days of docketing. All questions must be answered or the statement will be rejected.

Name of the party you represent Addiction and Detoxification Institute L.L.C.

Party is (select one)



Appellant/Petitioner



Cross-Appellant



Appellee/Respondent



Intervenor

Tribunal appealed from and Case No. U.S. District Court of Eastern District of MichiganDate of Judgment/Order 08/04/2014 Type of Case PatentRelief sought on appeal Reversal of District Court order

Relief awarded below (if damages, specify) _____

Defendants motion to dismiss granted.

Briefly describe the judgment/order appealed from _____
Order dismissing Complaint by Plaintiff.

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FORM 26. Docketing Statement (continued)

Nature of judgment (select one)

- ☒ Final Judgment, 28 USC 1295
- ☐ Rule 54(b)
- ☐ Interlocutory Order (specify type) _____
- ☐ Other (explain; *see* Fed. Cir. R. 28(a)(5)) _____

Name and docket number of any related cases pending before this court plus the name of the writing judge if an opinion was issued _____

Brief statement of the issues to be raised on appeal _____

Whether dismissal of Plaintiffs complaint is comportment with notice pleading requirements in patent cases.

Have there been discussions with other parties relating to settlement of this case?

☐ Yes ☒ No

If "yes," when were the last such discussions?

- ☐ Before the case was filed below?
- ☐ During the pendency of the case below?
- ☐ Following the judgment/order appealed from?

If "yes," were the settlement discussions mediated? ☐ Yes ☒ No

If they were mediated, by whom? _____

FORM 26. Docketing Statement (continued)

Do you believe that this case may be amenable to mediation? ☐ Yes ☒ No

If you answered no, explain why not _____
Appeal passed on order of court dismissal of case.

Provide any other information relevant to the inclusion of this case in the court's mediation program. _____

I certify that I filed an original and one copy of this Docketing Statement with the Clerk of the United States Court of Appeals for the Federal Circuit and served a copy on counsel of record, this 17th day of September, 2014

by: E-mail
(manner of service)

Thomas Keith Mirabile

Name of Counsel

/s/ Thomas Mirabile

Signature of Counsel

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FORM 30. Certificate of Service

UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT

CERTIFICATE OF SERVICE

I certify that I served a copy on counsel of record on
by:

09/17/2014

- ☒ US mail
☐ Fax
☐ Hand
☒ Electronic Means
(by email or CM/ECF)

Thomas Kieth Mirabile

Name of Counsel

/s/ Thomas K. Mirabile

Signature of Counsel

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NOTE: For attorneys filing documents electronically, the name of the filer under whose log-in and password a document is submitted must be preceded by an "/s/" and typed in the space where the signature would otherwise appear. Graphic and other electronic signatures are discouraged.